IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 4906 of 2005

Between:

A. Kasim Sab, S/o. Hassan Saheb,
R/o. Chellelichelimala Village, Devanakonda Mandal, Kurnool District.

..... PETITIONER

AND

1 The Joint Collector, Kurnool, Kurnool District.
2 The Revenue Divisional Officer, Adoni, Kurnool district.
3 The Mandal Revenue Officer, Devanakonda, Kurnool District.
4 RamaKrishna Reddy, S/o. Medi Reddy,
Chellelichelimala Village, Devanakonda Mandal, Kurnool District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue Writ order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the 2nd Respondent in suspending the petitioner from F.P. Shop dealer shop of Chellelichelimala and Bethapalli Village, Devanakonda Mandal, Kurnool District without show-cause Notice and enquiry as illegal, improper, arbitrary and against principles of Natural Justice besides being violative of Art. 14, 19, and 21 of the Constitution of India, consequently direct the Respondent to reinstate the petitioner as F.P. Shop Dealer of Chellelichelimala and Bethapalli Village, Devanakonda Mandal, Kurnool District in the interests of justice.

Counsel for the Petitioner: MR.R.RAMANJANEYULU

Counsel for the Respondents 1 to 3: GP FOR CIVIL SUPPLIES

The Court at the stage of admission made the following :

***ORAL ORDER*:**

Heard both sides. Perused the material placed before me.

Record reveals that the second respondent herein suspended the authorisation of the petitioner, as a fair price shop dealer. Aggrieved thereby, the petitioner filed an appeal before the first respondent. It further appears that along with the said appeal, the petitioner filed an application seeking interim stay of the order of the second respondent.

The grievance of the petitioner is that the appellate authority is not disposing of the appeal as well as the interim application seeking stay of the impugned order.

Having regard to the facts and circumstances of the case, I dispose of the writ petition with a direction to the first respondent to pass appropriate orders on the application filed by the petitioner seeking interim stay of the order of the second respondent, as well as the appeal, as expeditiously as possible, after giving due opportunity to the petitioner. No costs.

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kvsn 16-03-2005

To

1 The Joint Collector, Kurnool, Kurnool District.

2 The Revenue Divisional Officer, Adoni, Kurnool district.

3 The Mandal Revenue Officer, Devanakonda, Kurnool District.

4 Two CCs to GP for Civil Supplies, High Court buildings, Hyderabad.

5 Two CD copies.